

WEST VIRGINIA LEGISLATURE

2016 REGULAR SESSION

Introduced

House Bill 4191

BY DELEGATES HOWELL, ARVON, MOFFATT, PHILLIPS,
ELDRIDGE, FAIRCLOTH, CADLE, WALTERS, ELLINGTON,
COOPER AND R. SMITH

[Introduced January 21, 2016; referred to the
Committee on Political Subdivisions then the
Judiciary.]

1 A BILL to amend and reenact the Code of West Virginia, 1931, as amended, by adding thereto a
2 new article, designated §8-5A-1, relating to creating the Taxation With Representation Act
3 whereby nonresidents of a municipality who work in that municipality and who pay user
4 fees pursuant to a municipal ordinance may vote in municipal elections.

Be it enacted by the Legislature of West Virginia:

1 That the Code of West Virginia, 1931, as amended, be amended by adding thereto a new
2 article, designated §8-5A-1, to read as follows:

ARTICLE 5A. TAXATION WITH REPRESENTATION ACT.

§8-5A-1. Taxation With Representation Act.

1 Notwithstanding any other provision in this code to the contrary, and provided that a
2 person is not otherwise disqualified, a person who lives outside a municipality's corporate limits
3 and who pays a user fee or other tax imposed by that municipality pursuant to section thirteen,
4 article thirteen of this chapter may vote in all elections of that municipality.

NOTE: The purpose of this bill is to create Taxation With Representation Act whereby nonresidents of a municipality who work in that municipality and who pay user fees pursuant to a municipal ordinance may vote in municipal elections

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.